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6 LORENZO MENDOZA MARTINEZ, ELIEZER  
7 MENDOZA MARTINEZ, ELIU MENDOZA, and  
8 GLORIA MARTINEZ MONTES,

9  
10 No. C 11-03194 WHA

11 Plaintiffs,

12 **ORDER DENYING  
MOTION TO SEAL**

13 v.

14 AERO CARIBBEAN, EMPRESA  
15 AEROCARIBBEAN S.A., CUBANA DE  
16 AVIACION S.A., ATR,

17 Defendants.

18 On April 13, 2012, pursuant to Civil Local Rules 7-11 and 79-5(b), defendant GIE  
19 Avions de Transport Regional (“ATR”) filed an administrative motion to seal documents it  
20 designated confidential pursuant to a stipulated protective order. The documents at issue are  
21 included as exhibits to defendant’s supplemental reply in support of its motion to dismiss for  
22 lack of personal jurisdiction. Plaintiffs have not opposed.

23 Defendant seeks to seal the following exhibits to the Cloar Declaration: (1) Exhibit C,  
24 the heads of agreement between Air Lease Corporation and ATR, (2) Exhibit D, the cover page  
25 and pertinent pages of the sales and purchase agreement between Air Lease Corporation and  
26 ATR, (3) Exhibit E, pertinent pages from the aircraft bills of sale between Air Lease Corporation  
27 and ATR, and (4) Exhibit F, pertinent pages from the list of documents exchanged between Air  
28 Lease Corporation and ATR at the delivery of aircraft.

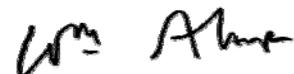
## United States District Court

For the Northern District of California

1 Compelling reasons are required to seal documents used in dispositive motions. *See*  
2 *Kamakana v. Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006). Defendant moves to seal the  
3 aforementioned exhibits because they contain “several documents that form part of an overall  
4 contract between defendant ATR and Air Lease Corporation for the sale and purchase of ATR  
5 aircraft.” As part of that contract, defendant and Air Lease Corporation “agreed that all terms  
6 and conditions would not be disclosed” (Dkt. No. 39-1). This does not satisfy the compelling  
7 reasons standard. Thus, the motion to seal is **DENIED**. All documents shall be filed in the public  
8 record.

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10 **IT IS SO ORDERED.**



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12 Dated: April 18, 2012.

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13 WILLIAM ALSUP  
14 UNITED STATES DISTRICT JUDGE

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